

RESOLUTION No. 218148 (R- 77-1764)
(revised)

Adopted on APR 18 1977

BE IT RESOLVED, by the Council of The City of San Diego as follows:

That the bids of (1) MASTER TRUCK, a division of Hallamore, Inc., and (2) ABLE BODY CO., INC. are hereby accepted and the City Manager is hereby authorized to execute contracts for the purchase of 21 side-loading refuse trucks as follows:

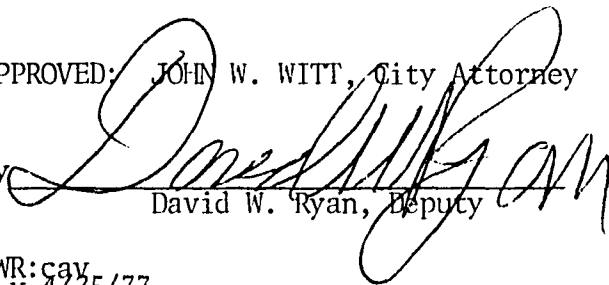
1. Master Truck, a division of Hallamore, Inc., for Alternate A, Item No. 3, for ten each 50,000 GVW cab and chassis for a cost of \$41,072 each with option for extra suspension of \$108 per truck, an option for neutral interlock of \$360 per truck, and a delivery charge of 35¢/mile for 380 miles for a cost of \$41,673 per truck, terms net 30 days plus sales tax less trade-in allowance of \$800 each for ten used refuse trucks; Alternate B, Item 4, for 11 each 37,000 GVW cab and chassis for a cost of \$37,280 each plus a neutral interlock option for \$360 per truck and delivery charge of 35¢/mile for 380 miles for cost of \$37,773 per truck less trade-in allowance of \$9,600 total for 11 used refuse trucks; with option to purchase six additional cab and chassis at the same price and terms less trade-in allowance of \$1,000 each for six used refuse trucks, option to be exercised by September 1, 1977.

2. Able Body Co., Inc. for Alternate C, Item 5, for ten each 37 cubic yard side-loading refuse bodies for a cost of \$12,100 each less credit for pump of \$90 per body and less credit for floor of \$65 per body, for a cost of \$11,945 per body; terms net 30 days plus sales tax. Alternate C, Item 6 for 11 each 29 cubic yard side-loading refuse bodies for a cost of \$11,465 each less credit for pump of \$90 per body and less credit for floor of \$65 per body for a cost of \$11,310 per body; terms net 30 days plus sales tax, with an option to purchase six additional refuse bodies at the same price, terms and conditions by September 1, 1977.

3. That the acceptance of the above referenced bid of Able Body Co., Inc. is specifically conditioned upon the oral and written agreement by Able Body, Co., Inc. to indemnify and save The City of San Diego harmless, including all expense of investigation and defense should a suit for patent infringement be brought against the City as a consequence of the award of said contract.

4. That the acceptance of the above referenced bid by Able Body Co., Inc. is also specifically conditioned on the agreement of Able Body Co., Inc. to provide to City a certificate of deposit or indemnity bond in the amount of \$50,000 in the event the City should be named by Maxon Industries, Inc. in a patent infringement suit; the principal amount of any certificate to be held by City and for the payment of damages incurred by City as a result of such patent infringement suit.

APPROVED: JOHN W. WITT, City Attorney

By 
David W. Ryan, Deputy

1004

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ _____ Fund _____
Purpose _____

Auditor and Comptroller of
The City of San Diego, Calif.

RECEIVED
CITY CLERK'S OFFICE
1977 MAR 29 PM 4:42
SAN DIEGO, CALIF.

_____, 19 _____

By _____

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ 864,566.98

Dated Mar. 23, _____, 19 77

W. G. Sage

Auditor and Comptroller of
The City of San Diego, Calif.

BY Matt Lepo
Job Order
Resolution No. _____
Project No. 8591

Fund 5221 Prog./Elem. 8850 Object 4540

Purpose Purchase of equipment.

Vendor Master Truck

218148

CERTIFICATE NO. 8460
APR 13 1977

1004

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE

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Amount \$ _____ Fund _____

Purpose _____

Auditor and Comptroller of
The City of San Diego, Calif.

By _____

RECEIVED
CITY CLERK OFFICE
1977 MAR 29 AM 4:42
SAN DIEGO, CALIF.

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ 258,491.60

Dated Mar 23, 19 77

W. B. Sage
Auditor and Comptroller of
The City of San Diego, Calif.

BY Matt Lupo
Job Order
Resolution No. 8591
Project No. _____

Fund 5221 Prog./Elem. 8850 Object 4540

Purpose Purchase of equipment.

Vendor Able Body Inc.

CERTIFICATE NO. 8461

Passed and adopted by the Council of The City of San Diego on APR 13 1977,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By Kathleen Martinez, Deputy.

(Seal)

RECEIVED
 1977 APR 26 PM 12:29
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 218148 Adopted APR 13 1977